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DEPARTMENT OF THE ARMY
UNITED STATES ARMY LEGAL SERVICES AGENCY
901 NORTH STUART STREET
ARLINGTON VA 22202-1837

Arizona Corporation Commission
DOCKETED

SEP 13 2006

REPLY TO
ATTENTION OF

September 11, 2006

Regulatory Law Office
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DOCKETED BY

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Subject: In The Matter Of The Filing By Tucson Electric Power Company To Amend Decision No. 62103, Arizona Corporation Commission Docket No. E-01933A-05-0650.

Arizona Corporation Commission
Docket Control
1200 West Washington Street
Phoenix, Arizona 85007

This letter, which is furnished for filing with the Arizona Corporation Commission in an original and thirteen copies, is in response to Administrative Law Judge Jane L. Rodda's August 28, 2006 Procedural Order in the subject proceeding. Judge Rodda requested the Parties file comments and recommendations on whether the procedural guidelines and schedule set forth in the June 1, 2006 Procedural Order remain appropriate and realistic and whether additional public notice is required or advisable.

At this time the Department of Defense (DOD) has no problem with the current Procedural Order or Public Notice and thus has no comment on these issues. However, DOD would like the opportunity to participate in any significant procedural changes proposed by the ALJ and the other parties to assess any potential conflicts. DOD counsel, for instance, is scheduled to participate in hearings before The New Mexico Public Regulation Commission that commence on January 23, 2007.

Copies of these letter Comments have sent in accordance with the attached Certificate of Service. Inquiries concerning this matter may be directed to the undersigned at (703) 696-1644.

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AZ CORP COMMISSION
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Enclosure

Sincerely,

Peter Q. Nyce Jr.
General Attorney
Regulatory Law Office

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Letter Comments of the United States Department of Defense, dated September 11, 2006, was sent to the parties on the attached service list either by United Parcel Service Next Day Air or by first class mail, postage prepaid on September 11, 2006

Dated at Arlington County, Virginia, this 11th day of September 2006.


PETER Q. NYCE, JR.

SERVICE LIST, TEP Docket No. E-01933A-05-0650

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